



# Municipality of West Elgin

## Minutes

### Council Meeting

November 9, 2023, 4:00 p.m.

Council Chambers

160 Main Street

West Lorne

**Present:** Deputy Mayor Tellier  
Councillor Navackas  
Councillor Denning (Arrived at 5:03pm, during Closed Session)  
Councillor Statham

**Regrets:** Mayor Leatham

**Staff Present:** M. Badura, CAO/ Treasurer  
L. Gosnell, Manager of Operations & Community Services  
Robert Brown, Planner (Virtual)  
Terri Towstiuc, Clerk  
Tom Mohan, Drainage Superintendent

**Council Meetings are held in-person at 160 Main Street, West Lorne, and the post-meeting recording available at [www.westelgin.net](http://www.westelgin.net), when available (pending no technical difficulties).**

#### 1. Call to Order

Deputy Mayor Tellier called the meeting to order at 4:00 pm.

The Clerk advised that Item 11, "*Consideration of Items Requiring Discussion*" was removed from the agenda in error. The agenda has been revised and amended to include this item.

#### 2. Adoption of Agenda

**Resolution No. 2023- 336**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That Council hereby adopts the November 9, 2023 Agenda, as presented.

**Carried**

**3. Disclosure of Pecuniary Interest**

No disclosures

**4. Public Meeting**

**Resolution No. 2023- 337**

**Moved:** Councillor Statham

**Seconded:** Councillor Navackas

That Council proceed into a Public Meeting pursuant to the *Planning Act*, 1990.

**Carried**

**4.1 Zoning By-law Amendment Application D-14 21-2023**

**Resolution No. 2023- 338**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That West Elgin Council hereby receives the report from Robert Brown, Planner regarding Zoning By-law Amendment Application D-14 21-2023 – Recommendation Report (Planning Report 2023-50).

That West Elgin Council approve the zoning by-law amendment for the subject parcel on Marsh Line to rezone the property from Residential First Density, Holding One (R1-H-1) Zone to Residential First Density Special Regulation 9 (R1-9) including site-specific regulations as outlined in Figure Three of this report.

That West Elgin Council consider the by-law to amend the comprehensive Zoning By-law, as presented in the by-law portion of the November 9, 2023, Council Agenda.

**Carried**

**4.2 Adjournment of Public Meeting**

**Resolution No. 2023- 339**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That Council adjourn the Public Meeting, pursuant to the *Planning Act*, 1990.

**Carried**

**5. Adoption of Minutes**

**Resolution No. 2023- 340**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That the Minutes of the Regular Council meeting, held on October 26, 2023, be adopted as circulated and printed.

**Carried**

**6. Business Arising from Minutes**

None.

**7. Consent Agenda**

**Resolution No. 2023- 341**

**Moved:** Councillor Statham

**Seconded:** Councillor Navackas

That Council approve the Consent Agenda for November 9, 2023.

**Carried**

**7.1 Communications from Other Municipalities**

**7.1.1 County of Elgin, Council Highlights, October 24, 2023**

Councillor Navackas advised that the Health Board was denied funding, resulting in an increase to Elgin County.

**7.1.2 County of Elgin, Letter dated October 27, 2023 to Hon. Doug Ford Re: Resolution in Support of Updating the Municipal Freedom of Information and Protection of Privacy Act**

**7.1.3 County of Elgin, Notice of Decision dated October 25, 2023 Re: E 74-23, 23625 Pioneer Line**

**7.1.5 Town of Plympton-Wyoming, Motion 10, Re: Call for an Amendment to the Legislation Act, 2006**

**7.1.6 Municipality of Wawa Resolution RC23249 Re: Short Term Rental Proposed Legislation**

**7.1.7 Township of Machar Resolution 213-23 Re: Short Term Rental Proposed Legislation**

**7.2 Other Items**

**7.2.1 ROMA Delegation 2024**

## **7.2.2 Emergency Preparedness Provincial Funding**

### **7. Consent Agenda**

#### **7.1 Communications from Other Municipalities**

##### **7.1.4 Notice of Hearing, Ontario Energy Board Re: Enbridge Gas Increase to Distribution Rates**

Councillor Navackas requested to pull item from Consent Agenda, to be discussed under Item 11, *"Consideration of Items Requiring Discussion"*.

### **8. Staff Reports**

#### **8.1 Building**

##### **Resolution No. 2023- 342**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That West Elgin Council hereby receives the report from Corey Pemberton, CBO Re: Building Department Summary Report for the month of October 2023

**Carried**

#### **8.2 Municipal Drains**

##### **8.2.1 Lamont Drain**

##### **Resolution No. 2023- 343**

**Moved:** Councillor Statham

**Seconded:** Councillor Navackas

That West Elgin Council hereby receives the report from Terri Towstiuc, Clerk Re: Lamont Drain Tender Results and Court of Revision; and

That Council schedule the Court of Revision for the Lamont Drain for Thursday, November 23, 2023, at 3:45pm; and

That Council accept the low tender from McNally Excavating Ltd for the Lamont Drain, with work to commence February 15, 2024, pending no delays following the Court of Revision.

**Carried**

### **8.3 Clerk's**

#### **8.3.1 2024 Council, Committee and Board Schedule**

##### **Resolution No. 2023- 344**

**Moved:** Councillor Statham

**Seconded:** Councillor Navackas

That West Elgin Council hereby receives the report from Terri Towstiuc, Clerk; and

That Council approve the 2024 Council and Committee Dates, as presented.

**Carried**

#### **8.3.2 Security Camera Policy**

##### **Resolution No. 2023- 345**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That West Elgin Council hereby receives the report from Terri Towstiuc, Clerk; and

That Council approve the Security Camera Policy, with authorizing By-law, to be passed in the By-law portion of the meeting.

**Carried**

#### **8.3.3 Agreement for the Provision of Police Services under**

##### **Resolution No. 2023- 346**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That West Elgin Council hereby receives the report from Terri Towstiuc, Clerk; and

That Council Authorize the Deputy Mayor and CAO to sign the Final Agreement for Police Services, to be forwarded to the County of Elgin, no later than November 16, 2023.

**Carried**

## **9. Accounts**

### **Resolution No. 2023- 347**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That the Mayor and Treasurer are hereby authorized to sign Payment Voucher #11 amounting to \$ \$547,942.25 in settlement of General, Road, Water and Arena Accounts including EFT#7375-7443 online Payments#1268-1275, Cheque# 26321-26332 and Payroll Pay Period 22.

**Carried**

## **10. Council Inquires/Announcements**

### **10.1 Statements/Inquires by Councillors**

Deputy Mayor Tellier advised that herself and Councillor Statham attended the Rodney Remembrance Day Service on November 5, 2023 at the Rodney Library, laying a wreath on behalf of the Municipality and one on behalf of the County of Elgin.

Deputy Mayor Tellier advised Council that the Old Town Hall Committee had it's first meeting on November 8th, with a follow-up meeting on November 22, 2023, at 5:30pm.

## **11. Consideration of Items Requiring Discussion**

Councillor Navackas requested item 7.1.4 be discussed, advising opposition to the proposed increase in rates from Enbridge Gas Inc. Staff was directed to prepare a letter in opposition, regarding the proposed rates.

### **Resolution No. 2023- 348**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That Council direct staff to provide a letter of opposition to Enbridge Gas Inc., regarding proposed increases gas rates.

**Carried**

## **12. Upcoming Meetings**

- November 15 - Recreation - 7pm Virtual
- November 20 - Emergency Management Training - 9am Firehall Training Room (Control Group Only)
- November 23 - Court of Revision - 3:45pm - Council Chambers

- November 23 - Council - 4:00pm - Council Chambers
- November 29 - Four Counties Transit Committee - 8:30am - Council Chambers/Hybrid
- November 22 - Old Town Hall - 5:30pm - Municipal Office Board Room

### **13. Closed Session**

#### **Resolution No. 2023- 349**

**Moved:** Councillor Statham

**Seconded:** Councillor Navackas

That Council hereby proceeds into Closed Session at 4:30 pm, to discuss matters in accordance with Section 239(2)(b), being personal matters about an identifiable individual, including municipal or local board employees.

**Carried**

### **14. Report from Closed Session**

Councillor Denning arrived at 5:03pm, during the Closed Session.

Deputy Mayor Tellier to provide Rise & Report from Closed Session.

That Council received two (2) items pursuant to Section 239 (2)(b), being personal matters about identifiable individuals, including municipal or local board employees. Council gave Staff direction to proceed as required, resulting in the following recommendation:

#### **Resolution No. 2023- 350**

**Moved:** Councillor Denning

**Seconded:** Councillor Statham

That Council hereby declare the lands known as the unopened portion of O'Malley Road allowance from Gibb Line east to the easterly limit of property at 23855 Gibb Line; and

That Council hereby Stop Up and permanently Close the unopened portion of O'Malley Road allowance from Gibb Line east to the easterly limit of property at 23855 Gibb Line, legally described at RDAL BTN LT 16 AND 17 CON 2 ALDBOROUGH, PIN 351080202; and

That Council direct staff to bring back the necessary Stop up and Permanently Close by-law, at the next regular meeting of Council.

**Carried**

## **15. By-Laws**

### **15.1 By-law 2023-97, Zoning By-law Amendment Application D-14 21-2023**

#### **Resolution No. 2023- 351**

**Moved:** Councillor Denning

**Seconded:** Councillor Statham

That By-Law 2023-97, being a By-Law to Amend the Municipality of West Elgin Comprehensive Zoning By-Law No. 2015-36 for property located on Marsh Line, be read a first, second, and third and final time.

**Carried**

### **15.2 By-law 2023-98, Emergency Management, All Encompassing By-law**

#### **Resolution No. 2023- 352**

**Moved:** Councillor Navackas

**Seconded:** Councillor Statham

That By-law 2023-98, Being a By-Law to adopt an Emergency Management Program and Emergency Response Plan and to meet other Requirements under the Emergency Management and Civil Protection Act and Repeal By-law 2004-60, 2004-90 and 2022-58, be read a first, second and third and final time.

**Carried**

### **15.3 By-law 2023-99, Security Camera Policy**

#### **Resolution No. 2023- 353**

**Moved:** Councillor Denning

**Seconded:** Councillor Statham

That By-law 2023-99, Being a By-Law to adopt Policy AD-4.3 – Security Camera Policy, be read a first, second and third and final time.

**Carried**

## **16. Confirming By-Law**

### **Resolution No. 2023- 354**

**Moved:** Councillor Statham

**Seconded:** Councillor Navackas

That By-law 2023-100, being a By-law to confirm the proceeding of the Regular Meeting of Council held on November 9, 2023, be read a first, second and third and final time.



**Carried**

**17. Adjournment**

**Resolution No. 2023- 355**

**Moved:** Councillor Denning

**Seconded:** Councillor Statham

That the Council of the Municipality of West Elgin hereby adjourn at 5:51 to meet again at 4:00 pm on Thursday November 23, 2023, or at the call of the Chair.

**Carried**

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Taraesa Tellier, Deputy Mayor

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Terri Towstiuc, Clerk